

EXECUTIVE ORDER

NO. 80-2

GV13:E93/80-2

RECEIPT OF CRIMINAL HISTORY RECORD INFORMATION -  
ARIZONA STATE BOARD OF PHARMACY

WHEREAS, the Arizona State Board of Pharmacy has statutory authority under Title 32, Arizona Revised Statutes, to inquire into character in evaluating the fitness of prospective registrants; and

WHEREAS, the Arizona State Board of Pharmacy has statutory authority under Title 32, Arizona Revised Statutes, to monitor pharmacy registrants by inquiring into past felony convictions, and other convictions and violations of state or federal law relating to narcotics, dangerous drugs and other categories of drugs, as conditions of retention of Arizona registrations; and

WHEREAS, the involvement of organized crime and criminal elements in the drug industry is well known; and

WHEREAS, the pharmacy profession is especially sensitive to illicit traffic in drugs because of the easy accessibility to registrants of narcotics, dangerous drugs, controlled substances and other abused drugs; and

WHEREAS, the Department of Public Safety maintains a Criminal Identification Section pursuant to A.R.S. § 41-1750 for the purpose of procuring and maintaining information concerning arrests and convictions of persons for public offenses; and

WHEREAS, the Criminal Identification Section is authorized under the provisions of A.R.S. § 41-1750.B.3 to cooperate with criminal identification bureaus in other states and the federal government in the exchange of information pertinent to violators of the law; and

WHEREAS, the Criminal Identification Section is authorized pursuant to A.R.S. § 41-1750.B.7 and .8 to provide criminal history record information to non-criminal justice licensing and regulatory agencies of the state for the purpose of evaluating the fitness of prospective employees and licensees; and

WHEREAS, the Arizona State Board of Pharmacy is a non-criminal justice licensing and regulatory agency in the State; and

WHEREAS, non-criminal justice agencies of the State may receive criminal history record information from the Department of Public Safety Criminal Identification Section pursuant to A.R.S. § 41-1750.G only by specific authority granted to that agency by statute, ordinance or executive order, and subject to rules and regulations of the Department of Public Safety,

NOW, THEREFORE, I, Bruce E. Babbitt, Governor of the State of Arizona, under authority provided by A.R.S. § 41-1750.G, hereby authorize the Criminal Identification Section of the Department of Public Safety to provide and the Arizona State Board of Pharmacy to receive criminal history record information for purposes of employment and licensing concerning felony information within the past ten years of an applicant's life, and any information regarding convictions, whether misdemeanor or felony, which pertain to drugs in accordance with those rules and regulations issued by the Department of Public Safety.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

*Bruce Babbitt*  
GOVERNOR

DONE at the Capitol in Phoenix this seventh day of July in the Year of Our Lord One Thousand Nine Hundred and Eighty and of the Independence of the United States of America the Two Hundred and Fourth.

ATTEST:

*Rose Mofford*  
Secretary of State